Chairman Bo Robinson voted A., Vice-Chairman Nielsen Cochran voted , and Commissioner Michael Callahan voted .

SO ORDERED, this the day of September, 2004.

SERVICE COMMISS SSIVE

MISSISSIPPI PUBLIC SERVICE COMMISSION

MICHAEL CALLAHAN, CHAIRMAN

BY: SO KODINSON

BÓ ROBINSON, YICE-CHAIRMAN

BY:

NIELSEN COCHRAN, COMMISSIONER

ATTEST: A TRUE COPY

BRIAN U. RAY,

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

**RECEIVED & INSPECTED** 

OCT 1 - 2004

FCC - MAILROOM

03-UA-407

ALLTEL COMMUNICATIONS, INC.

IN RE:

APPLICATION OF ALLTEL

COMMUNICATIONS, INC. FOR

DESIGNATION AS AN ELIGIBLE
TELECOMMUNICATIONS CARRIER

PURSUANT TO SECTION 214(E)(2) OF THE COMMUNICATIONS ACT OF

1934

### **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of ALLTEL Communications, Inc.'s ("ALLTEL's")

Revised Plan for Utilization of Federal Universal Service Funding for the year 2005 (the

"Revised Plan") heretofore submitted to this Commission by ALLTEL, and after reviewing the

Revised Plan and being otherwise sufficiently advised, this Commission finds as follows:

I.

The Commission entered an Order designating ALLTEL an Eligible Telecommunications

Carrier "ETC" under Section 47 U.S.C. 214(e)(2) on December 4, 2003.

II.

On June 29, 2004, ALLTEL submitted its plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission. On September 22, 2004, ALLTEL submitted its Revised Plan for approval by the Commission.

III.

The Commission, after consultation with the Public Utilities Staff, concludes that ALLTEL's Revised Plan for utilization of the Federal Universal Service Fund in Mississippi for

the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

### IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that ALLTEL's Revised Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. ALLTEL shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.
  - 3. This Order is effective as of the date hereof.

SO ORDERED, this the day of Sephen , 2004.

Chairman Bo Robinson voted Que, Vice Chairman Nielsen Cochran voted ; and Commissioner Michael Callahan voted .

BY:

MISSISSIPPI PUBLIC SERVICE COMMISSION

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BY: SOKIBUSER
BO ROBINSON, CHAIRMAN

NIELSEN COCHRAN, VICE CHAIRMAN

BY: MICHAEL CALLAHAN, COMMISSIONER

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RECEIVED & INSPECTED

OCT 1 - 2004

FCC - MAILROOM

#### BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

03-UA-0457

TELEPAK NETWORKS, INC.

IN RE:

APPLICATION OF TELEPAK

NETWORKS, INC. FOR DESIGNATION AS AN

**ELIGIBLE** 

**TELECOMMUNICATIONS** 

**CARRIER UNDER 47 U.S.C. §** 

214(E)(2)

### **ORDER**

COMES NOW, the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown and afer reviewing the plan for utilization for the year 2005 Federal Universal Service Funding ("USF") submitted by Telepak Networks, Inc. ("Telepak Networks"), and this Commission being otherwise sufficiently advised, finds as follows:

I.

On June 12, 2003, Telepak Networks filed with the Commission its Application pursuant to Section 214(e) of the Telecommunications Act of 1996 ("TA96") and Federal Communications Commission ("FCC") Rules 47 C.F.R. §§ 54.201 through 54.207, requesting designation as an Eligible Telecommunications Carrier ("ETC") for its current service area which includes the BellSouth Telecommunications, Inc. ("BellSouth") certificated areas in the State of Mississippi (the "designated service area"). As a part of its Application, Telepak Networks also filed with this Commission details of its plan for utilization of Federal Universal Service Funding it would receive in the year 2004 and thereafter. On December 17, 2003, this Commission issued its order certifying that Telepak Networks' proposed use of federal universal service funds for the year 2004 in

Mississippi was consistent with the principles of Universal Service as outlined in the Telecommunications Act of 1996 and by the FCC in its Universal Service Order.<sup>1</sup>

II.

On July 1, 2004, Telepak Networks submitted its detailed plan for utilization of the Federal Universal Service Fund for the year 2005 ("2005 Plan") for approval by the Commission. The plan submitted on August 1, 2003, proposed a continuation of the use of USF as outlined in Telepak Networks' Application.

III.

On September 22, 2004, Telepak Networks submitted it amended plan for utilization of the Federal Universal Service Fund for the year 2005 ("Amended 2005 Plan") for approval by the Commission. Telepak Networks' Amended 2005 Plan proposed a continuation of the use of USF as outlined in Telepak Networks' Application.

IV.

On a quarterly basis during the year 2005 Telepak Networks shall submit reports to the Commission which detail Telepak Networks' USF expenditures during the quarter.

V.

The Commission, after consultation with the Public Utilities Staff, concludes that Telepak Networks' Amended 2005 Plan for continuation of utilization of the Federal Universal Service Funding is consistent with the Telecommunications Act of 1996 and the pertinent FCC Orders.

<sup>&</sup>lt;sup>1</sup>Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45; FCC 99-306, released November 2, 1999 ("Universal Service Order"). See generally paragraphs 93-110.

IT IS, THEREFORE, ORDERED that the Commission hereby certifies that Telepak Networks' Amended 2005 Plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as submitted to the Commission on September 22, 2004, is consistent with 47 U.S.C. §254(e).

This Order is effective as of its date of execution.

Chairman Bo Robinson voted ; Vice

\_; Vice Chairman Nielsen Cochran voted

; and Commissioner Michael Callahan voted \_\_\_\_\_\_\_

SO ORDERED on this the 29th day of September, 2004.

MISSISSIPPI PUBLIC SERVICE COMMISSION

BO ROBINSON, CHAIRMAN

NIELSEN COCHRAN, VICE CHAIRMAN

MICHAEL CALLAHAN, COMMISSIONER

ATTEST A TRUE COPY:

BRIAN U. RAY, EXECUTIVE SECRETARY

**RECEIVED & INSPECTED** 

OCT 1 - 2004

FCC - MAILROOM

**DOCKET NO. 2003-UA-0473** 

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

APPLICATION OF MEGAGATE BROADBAND, INC. (FORMERLY CELLULAR XL ASSOCIATES, L.P.), FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER UNDER 47 U.S.C. § 214(e)(2) IN THE STATE OF MISSISSIPPI

### ORDER

COMES NOW the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown, and after reviewing the plan of Megagate Broadband, Inc. (formerly Cellular XL Associates, L.P. d/b/a Megagate) ("Megagate") for utilization for the year 2005 of Federal Universal Service ("USF") Funding that Megagate has submitted to this Commission, and this Commission being otherwise sufficiently advised, finds as follows:

I.

On June 18, 2003, Megagate filed with the Commission an Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). The Commission entered an Order designating Megagate as an ETC on December 29, 2003.

II.

On September 23, 2004, Megagate submitted a revised plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission.

Megagate filed the revised Plan under seal, but the Plan generally proposed to maintain and support the existing infrastructure and also expand network services for projected

2005 growth. The Commission finds that Megagate's proposed use of federal universal service funds for the year 2005 in Mississippi is consistent with the principles of Universal Service as outlined in the Telecommunications Act of 1996 and by the FCC in its Universal Service Order.<sup>1</sup>

III.

The Commission, after consultation with the Public Utilities Staff, concludes that Megagate's plan for utilization of the Federal Universal Service Fund for the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

#### IT IS THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Megagate's plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as contained in its revised plan submitted to the Commission on September 23, 2004, is consistent with 47 U.S.C. 254(e).
- 2. Megagate shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects. This Order is effective as of the date hereof.

<sup>&</sup>lt;sup>1</sup> Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45, FCC 99-306, Released November 2, 1999 ("Universal Service Order"). See generally, paragraphs 93-110.



MISSISSIPPI PUBLIC SERVICE COMMISSION

BY: SO KODINSON

BU ROBINSON, CHAIRMAN

NIEI CEN COCUDANI VICE CUAIDMAN

DV. Mill Cu

MICHAEL CALLAHAN, COMMISSIONER

ATTEST: A TRUE COPY

BRIAN U. RAY,

## FCC - MAILROOM

### BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

In the Matter of:

Application of SPRINTCOM, INC., SPRINT SPECTRUM, L.P., AND WIRELESSCO., L.P. D/BA SPRINT PCS (COLLECTIVELY "SPRINT") for Designation As an Eligible Telecommunications Carrier In Mississippi Under 47 U.S.C. Sec. 214(e)

**DOCKET NO. 2003-AD-0562** 

#### **ORDER**

COMES NOW the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown, and after reviewing the plan of SprintCom, Inc., Sprint Spectrum, L.P., and WirelessCo, L.P., d/b/a Sprint PCS (collectively, "Sprint") for utilization for the year 2005 of Federal Universal Service ("USF") Funding that Sprint has submitted to this Commission, and this Commission being otherwise sufficiently advised, finds as follows:

I.

On July 31, 2003, Sprint filed with the Commission an Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. 214(e)(2). The Commission entered an Order designating Sprint as an ETC on December 29, 2003.

H.

On September 24, 2004, Sprint submitted its revised detailed plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission. The plan submitted was filed under seal, but generally proposed to maintain and support the existing infrastructure and also expand network services for projected 2005 growth.

The Commission finds that Sprint's proposed use of federal universal service funds under its revised plan for the year 2004 in Mississippi is consistent with the principles of Universal Service as outlined in the Telecommunications Act of 1996 and by the FCC in its Universal Service Order.<sup>1</sup>

III.

The Commission, after consultation with the Public Utilities Staff, concludes that Sprint's revised plan for utilization of the Federal Universal Service Fund for the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

### IT IS THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Sprint's plan to utilize Federal Universal Service High Cost Support Funds in Mississippi as contained in its revised plan submitted to the Commission on September 24, 2004, is consistent with 47 U.S.C. 254(e).
- 2. Sprint shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects. This Order is effective as of the date hereof.

<sup>&</sup>lt;sup>1</sup> Federal-State Joint Board on Universal Service Ninth Report and Order and Eighteenth Order on Reconsideration, CC Docket No. 96-45, FCC 99-306, Released November 2, 1999 ("Universal Service Order"). See generally, paragraphs 93-110.

Chairman Bo Robinson voted Are, Vice-Chairman Nielsen Cochran voted, and Commissioner Michael Callahan voted .

SO ORDERED, this the Area day of Area and . , 2004.



MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

BO ROBINSON, CHAIRMAN

BY:

NIELSEN COCHRAN, VICE-CHAIRMAN

RV

MICHAEL CALLAHAN, COMMISSIONER

ATTEST: A TRUE COPY

BRIAN U. RAY,

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

**RECEIVED & INSPECTED** 

OCT 1 - 2004

FCC - MAILROOM

03-UA-665

DIALOG TELECOMMUNICATIONS.

INC.

TC 123207000

IN RE: APPLICATION OF DIALOG

TELECOMMUNICATIONS, INC. FOR

DESIGNATION AS AN ELIGIBLE

TELECOMMUNICATIONS CARRIER UNDER THE TELECOMMUNICATIONS

**ACT OF 1996** 

### <u>ORDER</u>

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of Dialog Telecommunications, Inc.'s ("Dialog's") Revised

Plan for Utilization of Federal Universal Service Funding for the year 2005 (the "Revised Plan")

heretofore submitted to this Commission by Dialog, and after reviewing the Revised Plan and

being otherwise sufficiently advised, this Commission finds as follows:

I.

On September 4, 2003, Dialog filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under the Telecommunications Act of 1996. Dialog was subsequently designated by the Commission as an Eligible Telecommunications Carrier.

II.

On June 30, 2004, Dialog submitted its plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission. On September 22, 2004, Dialog submitted its Revised Plan for approval by the Commission.

The Commission, after consultation with the Public Utilities Staff, concludes that Dialog's Revised Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

### IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that Dialog's Revised Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. Dialog shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.
  - 3. This Order is effective as of the date hereof.

SO ORDERED, this the day of Sylvenise, 2004.

Chairman Bo Robinson voted 2, Vice Chairman Nielsen Cochran voted ; and Commissioner Michael Callahan voted 2.

BY:

MISSISSIPPI PUBLIC SERVICE COMMISSION

SERVICE COMMISS SS SS NO.

BY: SO ROBINSON, CHAIRMAN

NIELSEN COCHRAN, VICE CHAIRMAN

BY: MICHAEL CALLAHAN, COMMISSIONER

ATTEST: A TRUE COPY

RECEIVED & INSPECTED

OCT 1 - 2004

BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

**FCC - MAILROOM** 

03-UA-757

GULFPINES COMMUNICATIONS, LLC

TC 123166400

IN RE:

APPLICATION OF GULFPINES COMMUNICATIONS, LLC FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS

CARRIER UNDER THE TELECOMMUNICATIONS ACT

OF 1996

### **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of GulfPines Communications, LLC's ("GulfPines'")

Revised Plan for Utilization of Federal Universal Service Funding for the year 2005 (the

"Revised Plan") heretofore submitted to this Commission by GulfPines, and after reviewing the

Revised Plan and being otherwise sufficiently advised, this Commission finds as follows:

I.

The Commission entered an Order designating GulfPines an Eligible

Telecommunications Carrier "ETC" under Section 47 U.S.C. 214(e)(2) on December 15, 2003.

II.

On June 29, 2004, GulfPines submitted its plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission. On September 22, 2004, GulfPines submitted its Revised Plan for approval by the Commission.

Ш.

The Commission, after consultation with the Public Utilities Staff, concludes that GulfPines' Revised Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

### IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that GulfPines' Revised Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. GulfPines shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.
  - 3. This Order is effective as of the date hereof.

SO ORDERED, this the 2015 day of Soften bra, 2004.

Chairman Bo Robinson voted , Vice Chairman Nielsen Cochran voted ; and Commissioner Michael Callahan voted ..................

MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

BO ROBINSON, CHAIRMAN

BY:

NIELSEN COCHRAN, VICE CHAIRMAN

BY:

MICHAEL CALLAHAN, COMMISSIONER

ATTEST: A TRUE COPY

**RECEIVED & INSPECTED** 

OCT 1 - 2004

FCC - MAILROOM

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

APPLICATION OF AT&T WIRELESS SERVICES,	)	
INC. FOR DESIGNATION AS AN ELIGIBLE	)	Docket No. 97-AD-552
TELECOMMUNICATIONS CARRIER UNDER	)	
47 U.S.C. § 214(e)(2)	)	

#### **ORDER**

HAVING COME ON BEFORE the Mississippi Public Service Commission

("Commission") for the consideration of the Revised 2005 Plan for Utilization of Federal Universal Service Funding of AT&T Wireless Services, Inc. for itself and its subsidiary licensees TeleCorp PCS, L.L.C., AT&T Wireless PCS, LLC, TeleCorp Holding Corp. II, L.L.C., DigiCall, Inc., Tritel AIB Holding Corp., Tritel CIF Holding Corp., and AMT Cellular LLC (collectively "AWS"), heretofore submitted to this Commission by AWS, and after reviewing the Revised Plan and being otherwise sufficiently advised, this Commission finds as follows:

I.

On December 30, 2003, AWS filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under the Telecommunications Act of 1996. AWS was subsequently designated by the Commission as an ETC.

II.

July 1, 2004, AWS submitted its plan for utilization of the Federal Universal Service Fund for the year 2005 for approval by the Commission. On September 24, 2004, AWS submitted its Revised Plan for approval by the Commission.

The Commission, after consultation with the Public Utilities Staff, concludes that AWS's Revised Plan for utilization of the Federal Universal Service Fund in Mississippi for the year 2005 is consistent with the Telecommunications Act of 1996 and the pertinent FCC orders.

IT IS, THEREFORE, ORDERED:

- 1. The Commission hereby certifies that AWS's Revised Plan for Utilization of Federal Universal Service Funding is consistent with 47 U.S.C. 254(e).
- 2. AWS shall file quarterly reports with the Commission providing the status of universal service fund expenditures and projects.
- 3. This Order is effective as of the date hereof. SO ORDERED, this the 29 day of Sylember, 2004.

Chairman Bo Robinson voted , Yice Chairman Nielsen Cochran voted

Commissioner Michael Callahan voted

MISSISSIPPI PUBLIC SERVICE COMMISSION

BY:

BO ROBINSON, CHAIRMAN

BY:

**NIELSEN** 

BY:

MICHAEL CALLAHAN, COMMISSIONER

EXECUTIV

# BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION

RECEIVED & INSPECTED

OCT 1 = 2004

FCC - MAILROOM

APPLICATION OF CELLULAR SOUTH LICENSES, INC. FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER UNDER 47 U.S.C. 214(E)(2)

DOCKET NO. 01-UA-0451

#### ORDER

COMES NOW, the Mississippi Public Service Commission ("Commission") and it appearing to the Commission, for good cause shown and afer reviewing the plan for utilization for the year 2005 Federal Universal Service Funding ("USF") submitted by Cellular South Licenses, Inc. ("CSL"), and this Commission being otherwise sufficiently advised, finds as follows:

Ĭ.

On June 19, 2001, CSL filed its Application for Designation as an Eligible Telecommunications Carrier ("ETC") under Section 47 U.S.C. § 214(e)(2). On November 30, 2001, Victor H. (Hu) Meena filed direct testimony on behalf of Cellular South Licenses, Inc. in support of CSL's designation as an ETC.

Π.

CSL sought and was granted bifurcation of proceedings for consideration separately of the Application in those areas served by BellSouth from those served by the Rural Independents by Order dated September 19, 2001.

On Motion of CSL, the Commission entered an Order Returning this Case to the Docket for purposes of considering CSL's application for ETC designation in the geographic areas served by the Rural Independents on May 3, 2004. On July 9, 2004, Victor H. (Hu) Meena filed direct testimony on behalf of Cellular South Licenses, Inc. in support of CSL's designation as an ETC in the geographic areas served by the Rural Independents.

IV.

In support of its Application for ETC designation in the geographic areas served by the Rural Independents, CSL submitted its detailed plan for utilization of the Federal Universal Service Fund for the year 2005 ("CSL's 2005 Plan") for approval by the Commission on August 27, 2004.

V.

On September 24, 2004, this Commission issued its Order designating Cellular South as an ETC in the geographic areas served by the Rural Independents ("ETC Order").

VI.

On a quarterly basis during the year 2005 CSL shall submit reports to the Commission which detail CSL's USF expenditures during the quarter.

VII.

The Commission, after consultation with the Public Utilities Staff, concludes that CSL's 2005 Plan for utilization of the Federal Universal Service Funding for the year 2005 in the geographic areas served by the Rural Independents is consistent with the Telecommunications Act of 1996 and the pertinent FCC Orders.

IT IS, THEREFORE, ORDERED that the Commission hereby certifies that CSL's 2005 Plan to utilize Federal Universal Service High Cost Support Funds in the geographic areas served by the Rural Independents in Mississippi as contained in its plan submitted to the Commission on August 27, 2004 in support of its Application is consistent with 47 U.S.C. §254(e).

This Order is effective as of its date of execution.

Chairman Bo Robinson voted \_\_\_\_\_; Vice Chairman Nielsen Cochran voted

SO ORDERED on this the 29 day of September, 2004.

MISSISSIPPI PUBLIC SERVICE COMMISSION

NIELSEN COCHRAN, VICE CHAIRMAN

MICHAEL CALLAHAN, COMMISSIONER

ATTEST A TRUE COPY:

BRIANU. RAY, EXECUTIVE SECRETARY